

HOUSE BILL 1360
By DeBerry J

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 24, relative to services to victims of crime.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 24, is amended by adding the following language as a new, appropriately designated section:

§ 40-24-109.

(a) The county legislative body in any county operating a program to assist victims of crime is authorized to assess a crime victims assistance fee in the amount of forty-two dollars (\$42.00) upon any person convicted by a circuit court, a general sessions court, or a comparable court with jurisdiction over matters of a crime of any nature, except those crimes for which the law imposes as a maximum possible punishment a fine of less than five hundred dollars (\$500) and no imprisonment. Such fee is in addition to any other costs or fees imposed. All funds collected pursuant to this subsection must be used to defray the costs of providing services to victims of crime.

(b) Subsection (a) does not apply to violations of the motor vehicle laws unless such violation is covered by the provisions of title 55, chapter 10, part 4, relating to driving while intoxicated, or § 55-10-205, relating to reckless driving, if such reckless driving was proximately caused by the use of an intoxicant.

(c) Whether a person convicted of a crime is exempted from payment of the fee imposed by this section shall be determined by the maximum possible sentence imposed by law for such offense rather than the sentence such person actually receives.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.